

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

HAYNES, Barton F.

Atty. Ref.: 1579-601

Serial No.: 09/956,940

Group Art Unit: 1644

Filed: September 21, 2001

Examiner: Schwadron, R.

For: USE OF SYNTHETIC PEPTIDES TO INDUCE TOLERANCE TO  
PATHOGENIC T AND B CELL EPITOPES OF AUTOANTIGENS OR  
INFECTIOUS AGENTS

\* \* \* \* \*

January 3, 2003

RESPONSE

Hon. Commissioner of Patents  
and Trademarks  
Washington, DC 20231

Sir:

In response to the Examiner's requirement for restriction, set forth in the Office Action dated December 3, 2002, Applicants elect the subject matter of Group II (claims 16-25) for prosecution in this application. The election is made with traverse and the Examiner is urged to re-join at least Groups II-IV as it is believed that no undue burden would be placed on the Examiner from the standpoint of searching if all of claims 16-31 were to be considered in the same application. In response to the Examiner's requirement for election of

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species, Applicants elect protein. The claims readable on the elected species includes claims 16-18 and 20-25.

An early and favorable Action on the merits is awaited.

Respectfully submitted,

NIXON & VANDERHYE, P.C.

By Mary J. Wilson  
Mary J. Wilson  
Reg. No. 32,955

MJW:tat

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Atty Dkt. 1579-601

HAYNES, Barton F.

C# M#

Group Art Unit: 1644

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Title: USE OF SYNTHETIC PEPTIDES TO INDUCE TOLERANCE TO PATHOGENIC T  
AND B CELL EPITOPES OF AUTOANTIGENS OR INFECTIOUS AGENTSAssistant Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☒ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 84.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$410.00/2 months; \$930.00/3 months) \$ 0.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$750.00) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

**Subtotal \$ 0.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON &amp; VANDERHYTE P.C.

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson